

Message

From: Smith, Peterj [Smith.Peterj@epa.gov]
Sent: 2/1/2021 3:26:48 PM
To: Tyler, Tom [Tyler.Tom@epa.gov]; Keigwin, Richard [Keigwin.Richard@epa.gov]
CC: Altieri, Sonia [Altieri.Sonia@epa.gov]; Hofmann, Angela [Hofmann.Angela@epa.gov]; Messina, Edward [Messina.Edward@epa.gov]; Goodis, Michael [Goodis.Michael@epa.gov]; Dinkins, Darlene [Dinkins.Darlene@epa.gov]; Collazo Reyes, Yvette [CollazoReyes.Yvette@epa.gov]; Hartman, Mark [Hartman.Mark@epa.gov]; Henry, Tala [Henry.Tala@epa.gov]; Pierce, Alison [Pierce.Alison@epa.gov]; Blair, Susanna [Blair.Susanna@epa.gov]
Subject: RE: Implementation of President Biden's Executive Orders: Draft list of regulatory actions
Attachments: ADPTracker Report_OCSPP_Guidance-Policy-Other_FRPublication_2017Jan20 thru 2021Jan21.xlsx

Good morning!

OP's new AA also encourages us "to look comprehensively at... any guidance documents (including those on <https://www.epa.gov/guidance>) from the last four years that could be reviewed by this December."

I've run a quick report of guidance documents, policies and "other" category documents issued between 1/20/2017 and 1/21/2021 to help quickly identify items across this AAship that could be reviewed by December. One quick caveat: the data in the OP database that was used to generate the report is only as good as the database's care and feeding, so let's consider this a starting point and not a finished product.

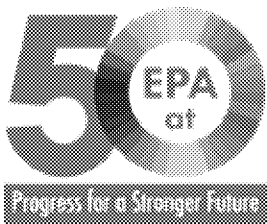
Best,
Peter

***NOTICE:** If this electronic communication explains, justifies, or documents an official action or decision, it may be subject to federal records requirements. Federal employees should evaluate the contents of this message before deleting it.*

Peter J. Smith | Office phone (202) 564-0262 | Mobile phone (202) 845-3485 | E-mail smith.peterj@epa.gov
US Environmental Protection Agency | Office of Chemical Safety & Pollution Prevention | Regulatory Support Branch

From: Tyler, Tom <Tyler.Tom@epa.gov>
Sent: Friday, January 29, 2021 5:43 PM
To: Keigwin, Richard <Keigwin.Richard@epa.gov>; Smith, Peterj <Smith.Peterj@epa.gov>
Cc: Altieri, Sonia <Altieri.Sonia@epa.gov>
Subject: FW: Implementation of President Biden's Executive Orders: Draft list of regulatory actions
Importance: High

Tom Tyler, Chief of Staff
Office of Chemical Safety and Pollution Prevention
United States Environmental Protection Agency
1200 Pennsylvania Avenue NW (MC 7101M), Washington, DC 20460
he/him/his w202.566.0808 c202.770.6608 tyler.tom@epa.gov OCSPP/IO 3148A East



From: Freedhoff, Michal <Freedhoff.Michal@epa.gov>
Sent: Friday, January 29, 2021 5:41 PM
To: Tyler, Tom <Tyler.Tom@epa.gov>
Subject: FW: Implementation of President Biden's Executive Orders: Draft list of regulatory actions
Importance: High

And here is a new one for Monday. ☺ we also need to talk about how to address the guidance request from earlier.

Have a great weekend!

Michal Freedhoff, Ph.D.
Acting Assistant Administrator
Office of Chemical Safety and Pollution Prevention
U.S. Environmental Protection Agency
Freedhoff.michal@epa.gov

From: Arroyo, Victoria <Arroyo.Victoria@epa.gov>
Sent: Friday, January 29, 2021 5:37 PM
To: Utech, Dan <Utech.Dan@epa.gov>; Career Deputy Assistant Administrators <Career_Deputy_Assistant_Administrators@epa.gov>; Leadership Deputy Regional Administrators <Leadership_Deputy_Regional_Administrators@epa.gov>; Nishida, Jane21 <ActAdmJ21Nishida@epa.gov>; Goffman, Joseph <Goffman.Joseph@epa.gov>; Hoffer, Melissa <Hoffer.Melissa@epa.gov>; Fox, Radhika <Fox.Radhika@epa.gov>; Freedhoff, Michal <Freedhoff.Michal@epa.gov>; Cassady, Alison <Cassady.Alison@epa.gov>; Blythers, Dorien <Blythers.Dorien@epa.gov>
Cc: Fine, Philip <Fine.Philip@epa.gov>; Garbow, Avi <Garbow.Avi@epa.gov>; Nickerson, William <Nickerson.William@epa.gov>; Hamilton, Lindsay <Hamilton.Lindsay@epa.gov>
Subject: RE: Implementation of President Biden's Executive Orders: Draft list of regulatory actions

Dear Current and Acting EPA Leadership,

Following up on the message below from Chief of Staff Dan Utech, please see the attached spreadsheet that provides an initial list of regulatory actions that are intended to be signed this year and that OMB will review. The eight EPA actions explicitly mentioned in the **Executive Order on Protecting Public Health and the Environment and Restoring Science to Tackle the Climate Crisis** have already been added to the spreadsheet. Please review all of your program's or region's actions on the spreadsheet and make a determination about whether they should be reviewed pursuant to the Executive Order. The attached list may not be complete so we encourage each office and region to look comprehensively at all of their actions under development, any new actions planned for this year, and any guidance documents (including those on <https://www.epa.gov/guidance>) from the last four years that could be reviewed by this December.

The internal deadlines for this as outlined below are:

- February 5:** Programs/Offices provide draft lists to Office of Policy
- February 12:** Final lists due to Office of Policy
- February 19:** EPA List submitted to OMB

Thank you all, and hope you are heading into a good weekend.

Best,
Vicki Arroyo
Associate Administrator, Office of Policy

From: Utech, Dan <Utech.Dan@epa.gov>

Sent: Saturday, January 23, 2021 7:08 PM

To: Career Deputy Assistant Administrators <Career_Deputy_Assistant_Administrators@epa.gov>; Leadership_Deputy_Regional_Administrators <Leadership_Deputy_Regional_Administrators@epa.gov>; Nishida, Jane21 <ActAdmJ21Nishida@epa.gov>; Goffman, Joseph <Goffman.Joseph@epa.gov>; Hoffer, Melissa <Hoffer.Melissa@epa.gov>; Arroyo, Victoria <Arroyo.Victoria@epa.gov>; Fox, Radhika <Fox.Radhika@epa.gov>; Freedhoff, Michal <Freedhoff.Michal@epa.gov>; Cassady, Alison <Cassady.Alison@epa.gov>; Blythers, Dorien <Blythers.Dorien@epa.gov>

Subject: Implementation of President Biden's Executive Orders

TO: Current and Acting EPA Leadership

FR: Dan Utech, Chief of Staff

RE: Implementation of President Biden's Executive Orders

This past week, President Biden issued a set of Executive Orders, several of which require EPA to take action with urgent deadlines. Many of you likely have already read and started developing implementation plans for the components of the orders relevant to your programs and offices. To ensure that we stay on pace agencywide to meet our obligations, I ask that each office review the following and develop a plan to meet the urgent and longer-term deadlines.

URGENT DEADLINES

Executive Order on Protecting Public Health and the Environment and Restoring Science to Tackle the Climate Crisis

This EO requires EPA to "review all existing regulations, orders, guidance documents, policies, and any other similar agency actions (agency actions) promulgated, issued, or adopted between January 20, 2017, and January 20, 2021, that are or may be inconsistent with, or present obstacles to, the policy set forth in section 1 of this order. For any such actions identified by the agencies, the heads of agencies shall, as appropriate and consistent with applicable law, consider suspending, revising, or rescinding the agency actions." **Within 30 days, EPA must submit to the Director of the Office of Management and Budget a preliminary list of any actions being considered that would be completed by December 31, 2021, and that would be subject to OMB review.** With this thirty-day deadline in mind, please note the following milestones:

Internal Deadlines

February 5: Programs/Offices provide draft lists to Office of Policy

February 12: Final lists due to Office of Policy

February 19: EPA List submitted to OMB

To assist in the development of lists of agency actions, the Office of Policy will distribute an initial list during the week of January 25.

Executive Order on Protecting the Federal Workforce and Requiring Mask-Wearing

January 27, 2021: Administrator must report on progress of implementation of mask mandate and COVID protocols across EPA campuses.

EXECUTIVE ORDERS AND MEMOS FOR REVIEW

Please review the following and develop a plan for meeting the given deadlines and completing the tasks in your purview. Additional details on process and timelines will follow.

MEMO: Regulatory Freeze Pending Review

MEMO: Modernizing Regulatory Review

Executive Order on Protecting Public Health and the Environment and Restoring Science to Tackle the Climate Crisis

Executive Order on Revocation of Certain Executive Orders Concerning Federal Regulation

Executive Order on Advancing Racial Equity and Support for Underserved Communities Through the Federal Government

Executive Order on Organizing and Mobilizing the United States Government to Provide a Unified and Effective Response to Combat COVID-19 and to Provide United States Leadership on Global Health and Security

Executive Order on Protecting the Federal Workforce and Requiring Mask-Wearing

Executive Order on Ensuring an Equitable Pandemic Response and Recovery

Executive Order on Ensuring a Data-Driven Response to COVID-19 and Future High-Consequence Public Health Threats

Executive Order on Ethics Commitments by Executive Branch Personnel

Executive Order on Preventing and Combating Discrimination on the Basis of Gender Identity or Sexual Orientation

Executive Order on Establishing the COVID-19 Pandemic Testing Board and Ensuring a Sustainable Public Health Workforce for COVID-19 and Other Biological Threats

Executive Order on Protecting the Federal Workforce

Executive Order on Economic Relief Related to the COVID-19 Pandemic